

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application : Eugene S. Rubin
Serial No. : 10/560,767
Filed : December 13, 2005
For : Anti-missile defense suite
Attorney's Docket : BAE 20030073
Examiner : Philip J. Bonzell
Group Art Unit : 3644

PETITION TO REVIVE UNINTENTIONAL ABANDONMENT UNDER 37 CFR
§1.137(b)

Mail Stop Amendment
Commissioner of Patents
PO Box 1450
Alexandria, VA, 22313-1450

Sir:

Applicant respectfully petitions to revive the unintentional abandonment of the present application. An Office Action was mailed on February 12, 2009 in the present application 10/560,767, and became abandoned on September 18, 2009.

Applicant submits that the entire delay in filing the required reply from the due date of the reply and until the filing of the present petition was unintentional. Enclosed is the petition fee of \$1,620.00 set forth in 37 C.F.R. § 1.17(m) and a response to the Restriction Requirement in compliance with 35 USC § 1.121.

Accordingly, Applicant respectfully submits that all requirements of the outstanding Office Action dated February 12,

2009 have been satisfied and requests that the status of the present application be changed. The PTO is authorized to charge a payment of any additional fees associated with this communication or credit any over payment to deposit account number 19-0130.

Respectfully submitted,

Eugene S. Rubin

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Date: 12/3/09